

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STRATTON NEAL PEAY : CIVIL ACTION
: :
v. : :
: :
DONALD VAUGHN et al. : NO. 02-2688

ORDER

AND NOW, this 11th day of March, 2003, upon consideration of defendant Ralph W. Smith, M.D.'s motion to dismiss the amended complaint (docket entry # 20), and the Court finding that:

(a) On February 28, 2003, we granted plaintiff's motion for an enlargement of time until March 7, 2003 to respond to the motion to dismiss; and

(b) Plaintiff did not file a response by that date;

It is hereby ORDERED that:

1. Defendant's motion to dismiss is GRANTED AS UNCONTESTED pursuant to Loc. R. Civ. P. 7.1(c); and
2. All claims against defendant Ralph W. Smith, M.D. are DISMISSED.

BY THE COURT:

Stewart Dalzell, J.

